

DOLL AMIR & ELEY LLP

**LAW OFFICE OF DAVID W. MARTIN**  
DAVID W. MARTIN (SBN 248636)  
davidmartin@email.com  
5350 James Avenue  
Oakland, California 94618  
Tel: 510.332.3943  
Fax: 510.601.6944

Attorneys for Plaintiff,  
JOHN R. DUTRO

**DOLL AMIR & ELEY LLP**  
HUNTER R. ELEY (SBN 224321)  
heley@dollamir.com  
CHELSEA L. DIAZ (SBN 271859)  
cdiaz@dollamir.com  
1888 Century Park East, Suite 1850  
Los Angeles, California 90067  
Tel: 310.557.9100  
Fax: 310.557.9101

Attorneys for Defendant,  
BLUESTEM BRANDS, INC.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

JOHN R. DUTRO,

Plaintiff,

v.

BLUESTEM BRANDS INC. d/b/a/  
FINGERHUT, a Delaware Corporation,  
and DOES 1 through 10, inclusive,

Defendant(s).

Case No. 4:14-cv-04881-JCS

*Assigned to Courtroom G  
The Magistrate Judge Joseph C.  
Spero*

**JOINT NOTICE OF  
SETTLEMENT BETWEEN  
BLUESTEM BRANDS, INC. AND  
PLAINTIFF**

Complaint Filed: November 4, 2014  
Trial Date: TBA

1 **TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF**  
 2 **RECORD:**

3 **PLEASE TAKE NOTICE THAT** Plaintiff John R. Dutro and Defendant  
 4 Bluestem Brands, Inc. (collectively, the “Parties”) have reached a settlement as to the  
 5 above-captioned matter. Accordingly, the Parties request that the Court vacate all  
 6 pending deadlines and hearings. Upon execution and completion of a settlement  
 7 agreement, and in no event later than forty-five (45) days from the filing of this  
 8 Notice, the Parties will file a Stipulation and Proposed Order of Dismissal with  
 9 Prejudice.

10  
 11 DATED: May 7, 2015

LAW OFFICE OF DAVID W. MARTIN

12  
 13 By: /s/ David W. Martin

14 DAVID W. MARTIN  
 Attorneys for Plaintiff,  
 15 JOHN R. DUTRO

16 DATED: May 7, 2015

DOLL AMIR & ELEY LLP

17  
 18 By: /s/ Hunter R. Eley

19 HUNTER R. ELEY  
 CHELSEA L. DIAZ  
 Attorneys for Defendant,  
 20 BLUESTEM BRANDS, INC.

Signature Certification

Pursuant to Local Rule 5-1(i)(3) of the Northern District of California, I hereby attest that concurrence in the filing of this document has been obtained from each signatory to the document.

DATED: May 7, 2015

DOLL AMIR & ELEY LLP

By: /s/ Hunter R. Eley

HUNTER R. ELEY  
CHELSEA L. DIAZ  
Attorneys for Defendant,  
BLUESTEM BRANDS, INC.

DOLL AMIR & ELEY LLP

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 I am employed in the County of Los Angeles, State of California. I am over the  
4 age of 18 years and not a party to the within action. My business address is **1888**  
5 **Century Park East, Suite 1850, Los Angeles, California 90067.**

6 On May 7, 2015, I served the foregoing document described as **JOINT**  
7 **NOTICE OF SETTLEMENT BETWEEN BLUESTEM BRANDS, INC. AND**  
8 **PLAINTIFF** on the interested parties in this action by placing the original and/or a  
true copy thereof enclosed in (a) sealed envelope(s), addressed as follows:

9 David W. Martin  
10 Law Offices of David W, Martin  
5350 James Avenue  
Oakland, CA 94618

T: (510) 332-3943  
F: (510) 601-6944  
davidwmartin@email.com  
*Attorneys for Plaintiff, John R. Dutro*

- 11
- 12 ☐ **BY REGULAR MAIL:** I deposited such envelope in the mail at 1888 Century  
13 Park East, Suite 1850, Los Angeles, California. The envelope was mailed with  
14 postage thereon fully prepaid. I am "readily familiar" with the firm's practice of  
collection and processing correspondence for mailing. It is deposited with the  
15 U.S. Postal Service on that same day in the ordinary course of business. I am  
aware that on motion of the party served, service is presumed invalid if postal  
cancellation date or postage meter date is more than one (1) day after date of  
deposit for mailing in affidavit.
- 16 ☐ **BY FACSIMILE MACHINE:** I transmitted a true copy of said document(s) by  
17 facsimile machine, and no error was reported. Said fax transmission(s) were  
directed as indicated on the service list.
- 18 ☐ **BY OVERNIGHT DELIVERY:** I caused such documents to be delivered  
19 overnight via an overnight delivery service in lieu of delivery by mail to the  
addressees. The envelope or package was deposited with delivery fees thereon  
20 fully prepaid.
- 21 ☐ **BY ELECTRONIC MAIL:** I transmitted a true copy of said document(s) via  
22 electronic mail, and no error was reported. Said email was directed as indicated  
on the service list.
- 23 ☐ **BY PERSONAL SERVICE:** I caused such envelope(s) to be delivered by hand  
to the above addressee(s).
- 24 ☒ **BY CM/ECF:** I electronically transmitted a true copy of said document(s) to  
25 the Clerk's Office using the CM/ECF System for filing and transmittal of a  
Notice of Electronic Filing to the aforementioned CM/ECF registrants.

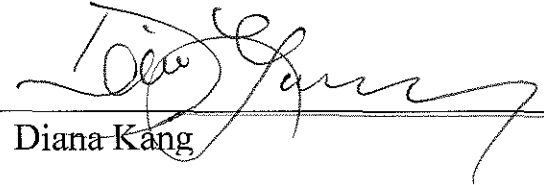
26 ///

27 ///

28 ///

1 I declare that I am employed in the office of a member of the Bar of this Court,  
2 at whose direction the service was made. I declare under penalty of perjury under the  
3 laws of the State of California that the foregoing is true and correct.

4 Executed on May 7, 2015, at Los Angeles, California.

5  
6   
7 Diana Kang  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28